

## Message Text

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60

ORIGIN EA-09

INFO OCT-01 ISO-00 PM-04 L-03 NSC-05 SP-02 SS-15 CIAE-00

INR-07 NSAE-00 OMB-01 SSO-00 INRE-00 NSCE-00 PRS-01

/048 R

DRAFTED BY DOD/LEGAL:CAPT. RLFRUCHTERMAN/BWALLEN

APPROVED BY EA:AWHUMMEL, JR.

EA/PHL:BAFLECK

L/EP:PNORTON

PM/ISO:JKIMBALL

----- 044326

O 302049Z AUG 76

FM SECSTATE WASHDC

TO AMEMBASSY MANILA IMMEDIATE

INFO SECDEF WASHDC

JCS WASHDC

CINCPAC

CINCPACAF

CINCPACFLT

CINCPACREPPHIL

CG 13TH AF

C O N F I D E N T I A L STATE 214822

MANILA FOR USDEL, CINCPAC ALSO FOR POLAD

E.O. 11652: GDS

TAGS: MARR, RP

SUBJECT:PHILIPPINE BASE NEGOTIATIONS: AUTHORIZATION TO USE  
FACILITIES

REFS: A. MANILA 12237, USDEL 205, DTG 140433 AUG 76,

B. MANILA 12239, USDEL 207, DTG 140433 Z AUG 76

1. WE RECOGNIZE THAT THE PHILS HAVE BACKED OFF FROM THE  
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TERM "INSTALLATIONS." IF THEY CAN AGAIN BE PERSUADED TO

ACCEPT AN AGREED DEFINITION OF "INSTALLATIONS", YOU ARE AUTHORIZED TO ACCEPT DEFINITION OF FACILITY CONTAINED IN REF B PROVIDED REFERENCE TO WATERS IS RETAINED AND TEXT IS MODIFIED TO MAKE CLEAR THAT INDUSTRIAL PLANT IS AN EXAMPLE OF A PERMANENT CONSTRUCTION. TEXT WOULD THEN READ:

QUOTE E. THE TERM "FACILITY" MEANS A PHYSICAL PLANT, CONSISTING OF LANDS AND WATERS, AND CONSTRUCTIONS SUCH AS RUNWAYS, PIERS, ADMINISTRATION BUILDINGS, INDUSTRIAL PLANTS AND OTHER PERMANENT IMPROVEMENTS, USED IN PERFORMING OR SUPPORTING A FUNCTION. UNQUOTE

2. THE PHILS SHOULD BE ADVISED THAT U.S. ACCEPTANCE OF THE ABOVE DEFINITION IS SUBJECT TO SUCCESSFUL CONCLUSION OF PARA 5, ARTICLE III (TERMS OF USE) AND MAY INVOLVE DRAFTING

CHANGES TO SOME OTHER ARTICLES, E.G., ARTICLE III (COMMAND) AND ARTICLE XVII.

3. DRAFT ARTICLE II SET FORTH REF B IS ACCEPTABLE PROVIDED REFERENCE TO WATERS IS RETAINED IN BOTH PARAGRAPHS 1 AND 2.

KISSINGER

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** MILITARY BASES, NEGOTIATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 30 AUG 1976  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ellisoob  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1976STATE214822  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** CAPT. RLFRUCHTERMAN/BWALLEN  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Film Number:** D760367-0488  
**From:** STATE  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1976/newtext/t1976086/aaaaaeppi.tel  
**Line Count:** 85  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Office:** ORIGIN EA  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** n/a  
**Reference:** 76 MANILA 12237, 76 MANILA 12239  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** ellisoob  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 04 MAR 2004  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** RELEASED <04 MAR 2004 by morefirh>; APPROVED <05 OCT 2004 by ellisoob>  
**Review Markings:**

Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
04 MAY 2006

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** PHILIPPINE BASE NEGOTIATIONS: AUTHORIZATION TO USE FACILITIES  
**TAGS:** MARR, RP, US  
**To:** MANILA  
**Type:** TE  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 04 MAY 2006